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EXPRESS MAIL NO.: EL 477 035 656 US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Rosenthal et al.

Group Art Unit: to be assigned

Serial No.: 10/062,794

Examiner: to be assigned

Filed: January 31, 2002

Attorney Docket No.: 10177-101

For: MEDICAL DEVICE FOR
DELIVERING BIOLOGICALLY
ACTIVE MATERIAL

**RESPONSE TO NOTICE TO FILE
MISSING PARTS OF NONPROVISIONAL APPLICATION**

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

In response to the "Notice to File Missing Parts of Nonprovisional Application" dated January 28, 2002, applicants herewith submit an executed *Declaration For Non-Provisional Patent Application* and ten (10) sheets of substitute drawings.

Applicants also submit an executed *Power Of Attorney By Assignee And Exclusion Of Inventor(s) Under 37 C.F.R. 3.71 With Statement Under C.F.R. 3.73(b)*.

Please charge the required fee, which is believed to be \$130.00, to Pennie & Edmonds LLP Deposit account 16-1150. A copy of this sheet is enclosed.

Date: April 8, 2002

Respectfully submitted,

Gidon D. Stern
by Cath Chen 42,412 27,469
Gidon D. Stern (Reg. No.)

PENNIE & EDMONDS LLP
1155 Avenue of the Americas
New York, New York 10036-2711

(212) 790-9090

Enclosures



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UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/062,794	01/31/2002	Arthur Rosenthal	10177-101

20583
PENNIE AND EDMONDS
1155 AVENUE OF THE AMERICAS
NEW YORK, NY 100362711

CONFIRMATION NO. 3444

FORMALITIES LETTER



OC000000007625355

Date Mailed: 03/12/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 130.**

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
 - Drawings must be in dark ink (not pencil), except where color drawings or photographs are permitted.

*A copy of this notice **MUST** be returned with the reply.*

Phuong Bui
Customer Service Center
Initial Patent Examination Division (703) 308-1202

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PART 2 - COPY TO BE RETURNED WITH RESPONSE

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